

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

ARCH INSURANCE COMPANY,

Plaintiff,

-against-

JOHN D. AGOGLIA, et al.,

Defendants.

Case No. 08-CIV-5252 (GEL)

NOTICE OF VOLUNTARY DISMISSAL

PLEASE TAKE NOTICE that plaintiff Arch Insurance Company hereby voluntarily dismisses this action without prejudice as against defendants Thomas H. Dittmer and Stephen Grady, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i).

Date: June 26, 2008

Respectfully submitted,

By: /s/ John H. Eickemeyer
John H. Eickemeyer (JE-8302)
Daniel C. Green (DG-0059)
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OF COUNSEL:

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Counsel for Plaintiff Arch Insurance Company

UNITED STATES DISTRICT COURT
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CERTIFICATE OF SERVICE

I, Daniel C. Green, hereby declare, pursuant to 28 U.S.C. 1746, under penalty of perjury, as follows:

1. On June 26, 2008, I caused a copy of the foregoing **NOTICE OF VOLUNTARY DISMISSAL** to be served upon all parties who have made appearances and are registered to receive e-notices in the above-captioned action by electronically filing same, thereby ensuring that counsel to each such party received same;

2. On June 26, 2008, I caused copies of the foregoing **NOTICE OF VOLUNTARY DISMISSAL** to be served upon all parties who have not yet registered to receive e-notices in the above-captioned action by depositing true copies of same into the custody of the United States Postal Service, addressed to their counsel as follows:

Defendant(s)	Counsel
Agoglia, John D. McCarthy, Peter J.	William Fleming, Esq. Gage Spencer & Fleming, LLP 410 Park Avenue New York, NY 10022 (212) 768-4900 wfleming@gagespencer.com

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3. On June 26, 2008, I caused a copy of the foregoing **NOTICE OF VOLUNTARY DISMISSAL** to be served by U.S. mail upon Richard N. Outridge at 24 Pennbrook Drive, Lincoln University, Pennsylvania 19352.

DATED: June 26, 2008

/s/ Daniel C. Green
Daniel C. Green